

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LISA OSTELLA, et al.,	:	
	:	
Plaintiffs,	:	CIVIL ACTION
	:	No. 2:12-cv-07002
vs.	:	
	:	
IRBSEARCH, LLC,	:	
	:	
Defendant	:	

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**DEFENDANT'S OBJECTION TO SUBPOENA OF NON-PARTIES**  
**TODD SANKEY, NIEL SANKEY AND ORLY TAITZ**

Defendant, IRBSEARCH, LLC (hereinafter "IRB"), by and through undersigned counsel and, pursuant to Fed. R. Civ. Pr Rules 26(f) and 29(b), respectfully submits this Objection to Subpoena of Non-Parties Todd Sankey, Niel Sankey, and Orly Taitz and states as follows:

1. On November 15, 2013, Plaintiff and Defendant filed a Proposed Discovery Plan Pursuant to Fed. R. Civ. Pr Rule 26(f). Dkt. No. 61. The Proposed Discovery Plan was confirmed by this Court on November 18, 2013. Dkt. No. 62. The Discovery Plan states that the fact discovery deadline shall not extend past April 14, 2014. Dkt. No. 61. Said Discovery Plan also provides that all depositions are "to be completed by April 14, 2014." *Id.* Thus, the period for fact discovery and taking depositions ended on April 14, 2014.


2. On April 24, 2014, Plaintiff sent notice to Defendant that Plaintiff intended to take the depositions of Todd Sankey, Niel Sankey, and Orly Taitz, on May 21, May 22, and May 23, 2014 respectively. Plaintiffs cannot take the depositions of the aforementioned parties as the time period for taking depositions is closed.

3. Counsel for parties have not entered into any stipulation pursuant to Rule 29(b) extending the time period for which depositions may be taken, notwithstanding the fact that any stipulation that would affect the time set for completing discovery requires court approval pursuant to Rule 29(b), which has not occurred. The undersigned counsel would oppose any such extension.

4. IRB hereby objects to these depositions as outside of the time allotted for fact discovery and requests that said depositions not be acknowledged in this matter.

RESPECTFULLY SUBMITTED this 13th day of May 2014.

BROAD AND CASSEL

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 13th day of May, 2014, a true and correct copy of the foregoing has been delivered electronically to:

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